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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

11 3COM CORPORATION, Case No. Cv-03-02177-VRW
12 Plaintiff/Counterdefendant,
13 v.
14 D-LINK SYSTEMS INC.,
15 and
16 REALTEK SEMICONDUCTOR
17 CORPORATION
18 Defendants/Counterplaintiffs.

19 3COM CORPORATION, Case No. Cv-05-00098-VRW
20 Plaintiff/Counterdefendant,
21 v.
22 D-LINK SYSTEMS INC.,
23 Defendant/Counterplaintiff.

24
25 WHEREAS, pursuant to a Case Management Conference held in these matters, the
26 parties have agreed to meet-and-confer regarding the timing of Defendants' submissions under
27 Patent Local Rule 3-8, and, if no agreement during such meeting could be reached, submit
28 proposals regarding such timing to the Court by April 2, 2007, and

**STIPULATION AND [PROPOSED] ORDER
REGARDING TIMING OF DISCOVERY
PURSUANT TO PATENT L.R. 3-8**

1 WHEREAS, the parties respectfully request that the court defer consideration of D-
2 Link's Proposal Regarding Timing of Discovery Pursuant to Patent L.R. 3-8, filed April 2, 2007,
3 unless and until an agreement among the parties cannot be reached,

4 NOW, THEREFORE, THE PARTIES STIPULATE AND AGREE and respectfully
5 request the Court to order as follows:

6 1. The parties shall meet-and-confer during the week beginning April 9, 2007, at a
7 mutually convenient time, to resolve the issue of timing of discovery under Patent L.R. 3-8;

8 2. If the parties cannot agree on this issue, the parties shall submit to the Court
9 proposals regarding this issue by April 17, 2007; and

3. Defendants shall be given a reasonable amount of time, not less than ten days,

11 after any decision by the Court on the issues herein to comply with Patent L.R. 3-8, such amount
12 of time to be determined by the Court.

12 | Page

14 | Dated: April 3, 2007

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1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under
2 penalty of perjury that concurrence in the filing of this document has been obtained from David
3 M. Barkan and Elizabeth H. Rader.

4 SIMPSON THACHER & BARTLETT LLP

5 By: /s/ Kerry L. Konrad

6 Kerry L. Konrad

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8 Attorneys for Plaintiff/Counterdefendant
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10 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11

12 Dated: April 6, 2007

